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## MONDAY, SEPTEMBER 6, 2010

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Brenneman, Commissioners Lauman and Dupont, and Clerk Robinson were present.

### COUNTY OFFICES CLOSED - LABOR DAY

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on September 7, 2010.

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## TUESDAY, SEPTEMBER 7, 2010

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Brenneman, Commissioners Lauman and Dupont, and Clerk Robinson were present.

**Commissioner Dupont PT opened public comment on matters within the Commissions' Jurisdiction, no one present to speak, Commissioner Dupont PT closed the public comment period.**

### **DOCUMENT FOR SIGNATURE: 48 NORTH ENGINEERING SERVICE ORDER AND ADDENDUM/ BIGFORK STORMWATER PROJECT**

[9:15:02 AM](#)

Members present:

Commissioner Dale W. Lauman

Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Deputy County Attorney Peter Steele, Brett Walcheck, Clerk Kile

Brett Walcheck explained the addendum to the Master Service Agreement for consulting services dated March 24, 2010 between Flathead County and 48 North. The addendums included Part G and Part H.

Commissioner Lauman made a **motion** to delay consideration of the Addendum to the Master Service Agreement to Thursday, September 9. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

Brett Walcheck reviewed Service Order No. 2 and explained Service Order No. 1 was approved for design of the system and Service Order No. 2 is before you now for construction inspection and engineering work on Grand Drive in Bigfork.

Commissioner Lauman made a **motion** to approve Service Order No. 2 and authorized the chair to sign. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

### **AUTHORIZATION TO PUBLISH CALL FOR BIDS: ELECTION DEPARTMENT STORAGE BLDG.**

[9:19:12 AM](#)

Members present:

Commissioner Dale W. Lauman

Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Deputy County Attorney Peter Steele, Clerk Kile

Commissioner Lauman made a **motion** to authorize publication of Call for Bids for the election storage building and authorized the chair to sign. Commissioner Dupont PT **seconded** the motion. **Aye** – Dupont and Lauman. Motion carried by quorum.

### CALL FOR BIDS ELECTION STORAGE BLDG.

Sealed bids will be received by the Flathead County Commissioners, 800 South Main Street, Kalispell, Montana until **9:30 AM [local time] September 21, 2010**, publicly opened and read aloud on the same day and time in the Commissioner's Chambers, and taken under advisement. All bids must be plainly marked "**Election Department Storage**". The Commissioners reserves the right to reject any and all bids, to waive formalities, and to accept the bid deemed most advantageous to Flathead County.

Bids shall be submitted on the form provided with the Contract Documents. The General Contractor and Subcontractors may secure documents by contacting the office of Architects Design Group PC, No. 1 Sunset Plaza, Kalispell, Montana, [406-257-7125] upon deposit of \$100.00, refundable when returned within ten days in good condition after the bid opening.

**TUESDAY, SEPTEMBER 7, 2010  
(Continued)**

A bid guarantee of ten percent (10%) of the total basic bid shall be submitted with each bid and shall be in the form of lawful moneys of the United States, a cashiers check, certified check, bank draft or bid bond payable to Flathead County, executed by an acceptable surety. Said surety shall be guaranteed that the bidder will enter into the contract and furnish good and sufficient bonds within ten (10) days of the award, said check or moneys are to be forfeited to the said public authority as provided by Montana Law.

No bidder may withdraw his bid for at least thirty (30) days after the scheduled time for receipt of bids.

A Performance Bond and separate Labor and Material Payment Bond, each in the amount of 100% of the contract sum will be required of the successful contractor. The contractor is to furnish bonds insuring the payment of wages and fringe benefits as required by 18-2-201 MCA.

Each Contractor and Subcontractor will be required to have a contractor's certificate of registration from the Employment Relations Division of the Montana Department of Labor and Industry in the proper classification and be in full compliance with SB 354.

There will be a pre-bid walkthrough of the project at 10:00 AM on September 16, 2010. All interested bidders are to meet at the site at that time.

*Montana Code Annotated. Title 18, Chapter 1 provides that contracts for construction, repair, maintenance, or providing services to or for the State government or its subdivisions will be awarded to the lowest responsible bidder. However the preference given to resident bidders of this state must be equal to the preference given in the other state or country and must further pay the prevailing wage rates to workers performing labor on the contract if the contract **exceeds** \$25,000.00. Prevailing wage rates are determined by the Commissioner of Labor as provided in 18-2-401 and 18-2-402 Montana Code Annotated. The contractor is required to keep wage records to substantiate that prevailing wages have in fact been paid. Contractors are also reminded that one percent (1%) of each payment due will be withheld for the required Montana Contractors Tax. (Section 37-71-204, 15-50-205 and 15-50-206 of Montana Code Annotated)*

DATED this 7<sup>th</sup> day of September, 2010.

BOARD OF COMMISSIONERS  
Flathead County, Montana

By/s/James R. Dupont P.T.  
Joseph D. Brenneman, Chairman

ATTEST:  
Paula Robinson, Clerk

By/s/Diana Kile  
Diana Kile, Deputy

Publish on September 11 and September 18, 2010.

**CONSIDERATION OF EXTENSION: ASHLEY TRAIL SUBDIVISION, LOTS 1-4 OF AMENDED LOT 5**

9:20:36 AM

Members present:

Commissioner Dale W. Lauman  
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Planner Andrew Hagemeyer, Clerk Kile

Andrew Hagemeyer stated the applicant has submitted an application for final plat and as a safety precaution is asking for an extension with one condition remaining unfilled.

Commissioner Lauman made a **motion** to approve the extension for Ashley Trail Subdivision, Lots 1-4 of Amended Lot 5. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

**CONSIDERATION OF ADOPTION OF RESOLUTION OF INTENT TO DISSOLVE RSID #148 (TROUTBECK RISE)**

9:21:49 AM

Members present:

Commissioner Dale W. Lauman  
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Deputy County Attorney Peter Steele, Greg Lukasik, Clerk Kile

Peter Steele explained the original RSID is being dissolved and the process will start over.

Commissioner Lauman made a **motion** to adopt Resolution 2234B to dissolve RSID 148 and authorized the chair to sign the Notice of Passage of Resolution of Intent. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

**TUESDAY, SEPTEMBER 7, 2010  
(Continued)**

RESOLUTION NO. 2234B

RESOLUTION RELATING TO RURAL SPECIAL IMPROVEMENT DISTRICT NO. 148; DECLARING IT TO BE THE INTENTION OF THE BOARD OF COUNTY COMMISSIONERS TO DISSOLVE THE DISTRICT

WHEREAS, Rural Special Improvement District No. 148 was created on January 26, 2010 by Resolution No. 2234A for the purpose of undertaking road improvements;

WHEREAS, the estimated cost of the improvements as stated in Resolution 2234A were \$453,506;

WHEREAS, the actual bids received for the construction of the improvements greatly exceeded the estimated cost;

WHEREAS, the purpose of the existence of Rural Special Improvement District No. 148 cannot be fulfilled within the cost restrictions imposed by Resolution 2234 and 2234A;

WHEREAS, Rural Special Improvement District No. 148 has accumulated no assets and no property owners within the boundaries of this District have been assessed any fees pursuant to the creation of this District; and

WHEREAS, it is the wish of the Board of County Commissioners to dissolve this District as it no longer serves any purpose.

NOW, THEREFORE, BE IT RESOLVED that upon its own request, it is the intent of the Board of County Commissioners to dissolve Rural Special Improvement District No. 148. The County Clerk and Recorder is hereby authorized and directed to publish or cause to be published a copy of a notice of the passage of this resolution in the Daily Interlake, a newspaper of general circulation in the County on September 11 and September 18, 2010, in the form and manner prescribed by law.

PASSED AND ADOPTED by the Board of County Commissioners of the County of Flathead, Montana, this 7<sup>th</sup> day of September, 2010.

BOARD OF COUNTY COMMISSIONERS  
Flathead County, Montana

By/s/Absent  
Joseph D. Brenneman, Chairman

By/s/Dale W. Lauman  
Dale W. Lauman, Member

By/s/James R. Dupont PT  
James R. Dupont, Member

ATTEST:  
Paula Robinson, Clerk

By/s/Diana Kile  
Diana Kile, Deputy

NOTICE OF PASSAGE OF RESOLUTION OF INTENTION  
TO DISSOLVE RURAL SPECIAL IMPROVEMENT DISTRICT NO. 148  
FLATHEAD COUNTY, MONTANA

NOTICE IS HEREBY GIVEN that on September 7, 2010, the Board of County Commissioners of Flathead County, Montana (the "County"), adopted a Resolution of Intention to Dissolve Rural Special Improvement District No. 148 (the "District") as it can no longer fulfill the purpose for which it was created (for certain road improvements in the Troutbeck Rise subdivision). A map of the District accompanies this notice.

On October 12, 2010, at 11:00 o'clock, a.m., in the Office of the Board of Commissioners of Flathead County, Courthouse, West Annex, 800 South Main, Kalispell, Montana, the Board of County Commissioners will conduct a public hearing and pass upon all written protests against the dissolution of the District that may be filed in the period hereinafter described. The resolution dissolving the District will be passed unless written protests are received in advance from 40% of the owners of real property in the District.

Written protests against the dissolution of the District may be filed by an agent, person, firm or corporation owning real property within the proposed District whose property is liable to be assessed for the Improvements. For purposes of protest, the owner of a property created as a condominium is collectively the owners of all units having an undivided interest in the common elements. The protest must be filed by the president, vice president, secretary or treasurer of the condominium owners' association, and such protest must be in writing, identify the condominium property, include a declaration or other document that shows how votes of unit owners in the condominium are calculated and be signed by owners of units in the condominium sufficient to constitute an affirmative vote for an undertaking relating to the common elements under the condominium declaration, as more particularly set forth in Section 7-12-2141, M.C.A. Such protests must be delivered to the County Clerk and Recorder at the Flathead County Courthouse, 800 South Main, Kalispell, Montana 59901, no later than 5:00 p.m., on October 11, 2010. As provided by law, such protests must be in writing, identify the property in the District owned by the protestor and be signed by all owners of the property. The protest must be delivered to the County Clerk and Recorder, who shall endorse thereon the date of its receipt by her.

Further information regarding the District or other matters in respect thereof may be obtained from the Board of Commissioners at 800 South Main, Kalispell, Montana, or by telephone at 406/758-5503.

DATED this 7<sup>th</sup> day of September, 2010.

BOARD OF COUNTY COMMISSIONERS  
Flathead County, Montana

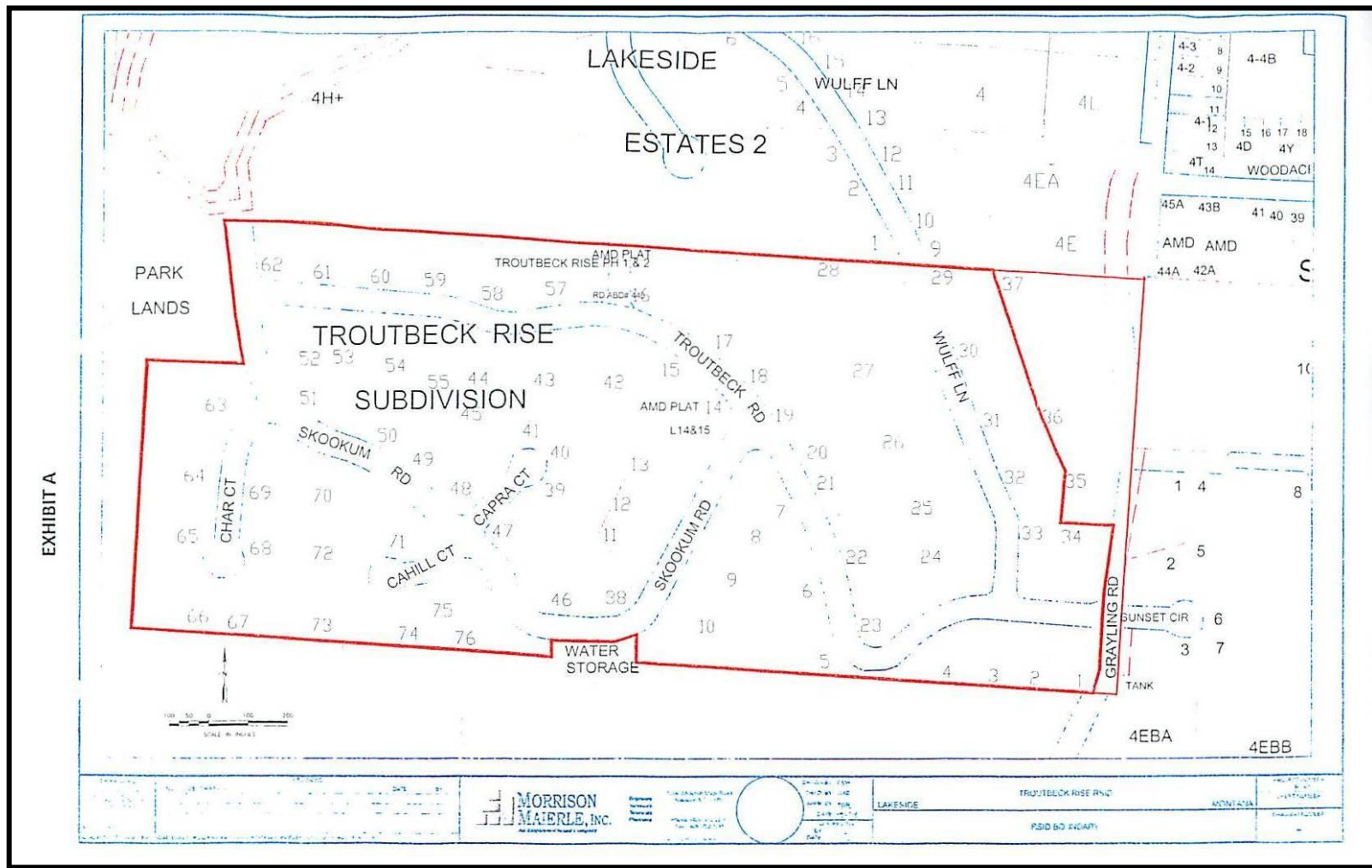
By/s/James R. Dupont P.T.  
Joseph D. Brenneman, Chairman

ATTEST:  
Paula Robinson, Clerk

By/s/Diana Kile  
Diana Kile, Deputy

Publish on September 11 and 18, 2010.

TUESDAY, SEPTEMBER 7, 2010  
(Continued)



**CONSIDERATION OF ADOPTION OF RESOLUTION OF INTENT TO CREATE RSID #150 (TROUTBECK RISE)**

9:22:39 AM

Members present:

Commissioner Dale W. Lauman

Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Deputy County Attorney Peter Steele, Clerk Kile

Commissioner Lauman made a **motion** to adopt Resolution 2270 to create RSID 150 and authorized the chair to sign the publication of the Notice of Public Hearing. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

**RESOLUTION NO. 2270**

RESOLUTION RELATING TO RURAL SPECIAL IMPROVEMENT DISTRICT NO. 150; DECLARING IT TO BE THE INTENTION OF THE BOARD OF COUNTY COMMISSIONERS TO CREATE THE DISTRICT FOR THE PURPOSE OF UNDERTAKING CERTAIN LOCAL IMPROVEMENTS AND FINANCING THE COSTS THEREOF AND INCIDENTAL THERETO THROUGH THE ISSUANCE OF RURAL SPECIAL IMPROVEMENT DISTRICT BONDS SECURED BY THE COUNTY'S RURAL SPECIAL IMPROVEMENT DISTRICT REVOLVING FUND

BE IT RESOLVED by the Board of County Commissioners of the County of Flathead (the "County"), Montana, as follows:

Section 1. Proposed Improvements; Intention To Create District. The County proposes to undertake certain local improvements (the "Improvements") to benefit certain property located in the County. The Improvements consist of the making improvements to approximately 170,000 square feet of Troutbeck Rise subdivision, as more particularly described in Section 5. The total estimated costs of the Improvements are \$603,000. The costs of the Improvements are to be paid from the rural special improvement district bonds hereinafter described. It is the intention of this Board to create and establish in the County under Montana Code Annotated, Title 7, Chapter 12, Part 21, as amended, a rural special improvement district (the "District") for the purpose of financing the costs of the Improvements and paying costs incidental thereto, including costs associated with the sale and the security of rural special improvement district bonds drawn on the District (the "Bonds"), the creation and administration of the District, and the funding of a deposit to the County's Rural Special Improvement District Revolving Fund (the "Revolving Fund"). The total estimated costs of the Improvements, including such incidental costs, to be financed by the Bonds are \$603,000. The Bonds are to be payable primarily from special assessments to be levied against property in the District, which property will be specially benefitted by the Improvements in an amount not less than \$603,000.

Section 2. Number of District. The District, if the same shall be created and established, shall be known and designated as Rural Special Improvement District No. 150, of the County of Flathead, Montana.

Section 3. Boundaries of District. The limits and boundaries of the District are depicted on a map attached as Exhibit A hereto (which is hereby incorporated herein and made a part hereof) and more particularly described on Exhibit B hereto (which is hereby incorporated herein and made a part hereof), which boundaries are designated and confirmed as the boundaries of the District. A listing of each of the properties in the District is shown on Exhibit C hereto.

Section 4. Benefitted Property. The District and territory included within the limits and boundaries described in Section 3 and as shown on Exhibits A and B are hereby declared to be the rural special improvement district and the territory which will benefit and be benefitted by the Improvements and will be assessed for the costs of the Improvements as described in Section 1. The property included within said limits and boundaries is hereby declared to be the property benefitted by the Improvements.



**TUESDAY, SEPTEMBER 7, 2010**  
**(Continued)**

Section 5. General Character of the Improvements. The general character of the Improvements is the design, engineering and construction for paving a three-inch asphalt layer on top of a six-inch crushed gravel sub-base, on approximately 170,000 square feet in Troutbeck Rise subdivision, with drainage improvements.

Section 6. Engineer and Estimated Cost. Morrison & Maierle, Inc., shall be the engineer for the District. The Engineer has estimated that the cost of the Improvements, including all incidental costs, is \$603,000.

Section 7. Assessment Method - Equal Assessments. All properties in the District will be assessed for their proportionate share of the costs of the project. The total estimated cost of the project is \$603,000 and shall be assessed against each lot, tract or parcel of land in the District equally, such that each lot, tract or parcel in the District shall be assessed for the same amount of the cost of the project.

The costs of the project per lot, tract or parcel to be assessed shall not exceed \$8,375.00. The assessment for each lot, tract or parcel of land for the project will be 1/72 of the total and will not exceed \$8,375.00.

Assessment Methodology Equitable and Consistent with Benefit. This Board hereby determines that the method of assessment and the assessment of costs of the specific Improvements against the properties benefitted thereby as prescribed in this Section 7 are equitable and in proportion to and not exceeding the special benefits derived from the respective Improvements by the lots, tracts and parcels to be assessed therefor within the District.

Section 8. Payment of Assessments. The special assessments for the costs of the Improvements shall be payable over a term not exceeding 20 years, each in equal semiannual installments of principal, plus interest, or equal semiannual payments of principal and interest, as this Board shall prescribe in the resolution authorizing the issuance of the Bonds. Property owners have the right to prepay assessments as provided by law.

Section 9. Method of Financing; Pledge of Revolving Fund; Findings and Determinations. The County will issue the Bonds in an aggregate principal amount not to exceed \$603,000 in order to finance the costs of the Improvements. Principal of and interest on the Bonds will be paid from special assessments levied against the property in the District. This Board further finds it is in the public interest, and in the best interest of the County and the District, to secure payment of principal of and interest on the Bonds by the Revolving Fund and hereby authorizes the County to enter into the undertakings and agreements authorized in Section 7-12-2185 in respect of the Bonds.

In determining to authorize such undertakings and agreements, this Board has taken into consideration the following factors:

(a) Estimated Market Value of Parcels.

The Board reasonably expects that the market value of the lots, parcels or tracts in the District as of the date of adoption of this resolution, will increase by at least the amount of the special assessment to be levied under Section 7 against each lot, parcel or tract in the District, as a result of the construction of the Improvements.

(b) Diversity of Property Ownership.

Analysis of the number of property owners, business or family relationships, if any, between property owners, the comparative holdings of property by owners in the District indicated that of the 72 properties, there are 64 different owners. The substantial diversity in ownership makes it less likely that financial difficulties of one or related property owners will require the Revolving Fund to make a loan.

(c) Comparison of Special Assessments and Property Taxes and Market Value.

The amount of the proposed assessments against each lot, parcel or tract in the District (\$8,375), compares favorably to the estimated market value of each lot, parcel, or tract, which range in value (land only, not including improvements) from approximately \$28,300 to \$41,000. The amount of security for any Revolving Fund loan is more than adequate. Since the estimated market value of each parcel compares favorably to the sum of special assessments any loan from the Revolving Fund loan would be adequately secured.

(d) Delinquencies.

There are no delinquencies in the payment of outstanding property taxes levied against property in the District. The lack of delinquent taxes suggests that the likelihood of financial difficulties is small, making the necessity for a Revolving Fund loan unlikely.

(e) The Public Benefit of the Improvements.

The public benefit to be derived from the Improvements is substantial. The Improvements meet an urgent and important need of the County to pave roads in rural areas of the County for public health and safety reasons.

(f) Newly Platted Subdivision.

The District is not a recently platted subdivision or proposed subdivision plat. The lots are not owned by a developer, but are owned by 64 different parties.

Section 10. Public Hearing; Protests. At any time within thirty (30) days from and after the date of the first publication of the notice of the passage and approval of this resolution, any owner of real property within the District subject to assessment and taxation for the cost and expense of making the Improvements may make and file with the County Clerk and Recorder until 5:00 p.m., M.S.T., on the expiration date of said 30-day period (October 11, 2010), written protest against the proposed Improvements, or against the creation of the District or both, and this Board will at its next regular meeting after the expiration of the thirty (30) days in which such protests in writing can be made and filed, proceed to hear all such protests so made and filed; which said regular meeting will be held on Tuesday, the 12<sup>th</sup> day of October, 2010, at 11:00 o'clock, a.m., in the Office of the Board of Commissioners of Flathead County, Courthouse, West Annex, 800 South Main, Kalispell, Montana.

Section 11. Notice of Passage of Resolution of Intention. The County Clerk and Recorder is hereby authorized and directed to publish or cause to be published a copy of a notice of the passage of this resolution in the Daily Interlake, a newspaper of general circulation in the County on September 11 and September 18, 2010, in the form and manner prescribed by law, and to mail or cause to be mailed a copy of said notice to every person, firm, corporation, or the agent of such person, firm, or corporation having real property within the District listed in his or her name upon the last completed assessment roll for state, county, and school district taxes, at his last-known address, on or before the same day such notice is first published.

**TUESDAY, SEPTEMBER 7, 2010**  
**(Continued)**

PASSED AND ADOPTED by the Board of County Commissioners of the County of Flathead, Montana, this 7<sup>th</sup> day of September, 2010.

BOARD OF COUNTY COMMISSIONERS  
Flathead County, Montana

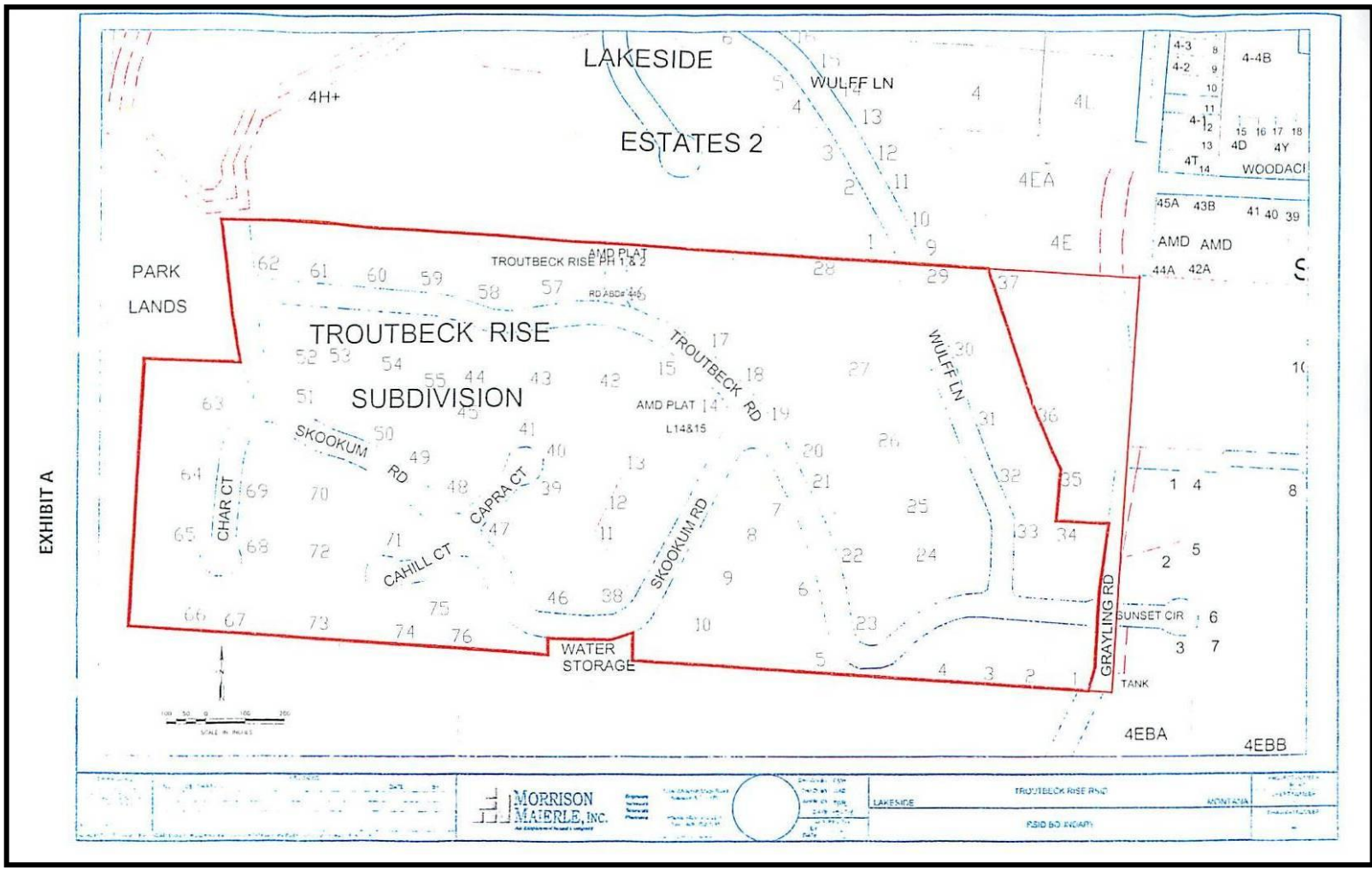
By/s/Absent  
Joseph D. Brenneman, Chairman

By/s/Dale W. Lauman  
Dale W. Lauman, Member

By/s/James R. Dupont P.T.  
James R. Dupont, Member

ATTEST:  
Paula Robinson, Clerk

By/s/Diana Kile  
Diana Kile, Deputy



**TUESDAY, SEPTEMBER 7, 2010**  
**(Continued)**

EXHIBIT B

Troutbeck Rise Subdivision SID Legal Description

Said land lying in Troutbeck Rise Subdivision Phase 1 and 2, Section 12, Township 26 North, Range 21 West, P.M.M.

Beginning at the Southeast corner of Lot 1 in said Troutbeck Rise Subdivision;

Thence N86°08'25"W a distance of 1154.4 feet along the south line of Lots 1, 2, 3, 4, 5, and 10 to the Southwest corner of Lot 10;

Thence N00°33'36"W a distance of 68.6 feet along the west line of Lot 10 to the Northeast corner of the Water Storage Area;

Thence S72°50'20"W a distance of 56.5 feet along the north line of the Water Storage Area;

Thence N88°34'28"W a distance of 116.0 feet along the north line of the Water Storage Area to the Northwest corner of the Water Storage Area;

Thence S03°58'24"W a distance of 41.4 feet along the west line of the Water Storage Area to the Southwest corner of the Water Storage Area;

Thence N86°06'27"W a distance of 1060.5 feet along the south line of Lots 76, 74, 73, 67, and 66 to the Southwest corner of Lot 66;

Thence N03°22'32"E a distance of 680.6 feet along the west line of Lots 66, 65, 64, and 63 to the Northwest corner of Lot 63;

Thence S87°28'14"E a distance of 238.5 feet along the north line of Lot 63 to the Northeast corner of Lot 63;

Thence N17°15'14"W a distance of 14.6 feet along the east line of the Park;

Thence N08°37'07"W a distance of 54.1 feet along the east line of the Park;

Thence N06°52'33"W a distance of 242.1 feet along the east line of the Park to the Northeast corner of the Park;

Thence S87°59'29"E a distance of 69.1 feet to the Northwest corner of Lot 62;

Thence S86°11'58"E a distance of 1870.1 feet along the north line of Lots 62, 61, 60, 59, 58, 57, 16, 17, 28, 29 to the Northeast corner of Lot 29;

Thence S18°41'26"E a distance of 404.2 feet along the east line of Lots 29, 30, and 31;

Thence S25°19'27"E a distance of 134.1 feet along the east line of Lots 31 and 32;

Thence S04°23'12"W a distance of 132.3 feet along the east line of Lot 32 to the Southeast corner of Lot 32;

Thence S86°42'36"E a distance of 134.2 feet along the north line of Lot 34 to the Northeast corner of Lot 34;

Thence S07°42'02"W a distance of 176.9 feet along the east line of Lot 34 to the Southeast corner of Lot 34;

Thence S06°16'41"W a distance of 100.2 feet to the Northeast corner of Lot 1;

Thence S07°19'03"E a distance of 33.5 feet along the east line of Lot 1;

Thence S05°22'43"W a distance of 57.7 feet along the east line of Lot 1;

Thence S12°28'43"W a distance of 60.2 feet along the east line of Lot 1 to the point of beginning.



TUESDAY, SEPTEMBER 7, 2010  
(Continued)

| Exhibit C - List of Properties<br>RSID No. 150, Troutbeck Rise |                    |                                |   |                    |                                |
|--|--------------------|--------------------------------|---|--------------------|--------------------------------|
| Lot in<br>Troutbeck Rise<br>Subdivision                        | Assessor<br>Number | Section,<br>Township,<br>Range | Lot in<br>Troutbeck Rise<br>Subdivision | Assessor<br>Number | Section,<br>Township,<br>Range |
| 1  | 0691451            | S12, T26N, R21W                | 40                                      | 0882664            | S12, T26N, R21W                |
| 2  | 0023031            | S12, T26N, R21W                | 41                                      | 0882660            | S12, T26N, R21W                |
| 3  | 0023031            | S12, T26N, R21W                | 42                                      | 0893380            | S12, T26N, R21W                |
| 4  | 0023031            | S12, T26N, R21W                | 43                                      | 0981308            | S12, T26N, R21W                |
| 5  | 0514963            | S12, T26N, R21W                | 44                                      | 0882694            | S12, T26N, R21W                |
| 6  | 0407230            | S12, T26N, R21W                | 45                                      | 0882672            | S12, T26N, R21W                |
| 7  | 0739040            | S12, T26N, R21W                | 46                                      | 0882690            | S12, T26N, R21W                |
| 8  | 0882667            | S12, T26N, R21W                | 47                                      | 0275200            | S12, T26N, R21W                |
| 9  | 0882668            | S12, T26N, R21W                | 48                                      | 0882673            | S12, T26N, R21W                |
| 10   | 0882669            | S12, T26N, R21W                | 49                                      | 0882699            | S12, T26N, R21W                |
| 11   | 0382614            | S12, T26N, R21W                | 50                                      | 0882701            | S12, T26N, R21W                |
| 12   | 0138238            | S12, T26N, R21W                | 51                                      | 0882710            | S12, T26N, R21W                |
| 13   | 0208500            | S12, T26N, R21W                | 52                                      | 0119006            | S12, T26N, R21W                |
| 14   | 0604345            | S12, T26N, R21W                | 53                                      | 0882711            | S12, T26N, R21W                |
| 15   | 0882674            | S12, T26N, R21W                | 54                                      | 0882702            | S12, T26N, R21W                |
| 16   | 0882671            | S12, T26N, R21W                | 55                                      | 0882703            | S12, T26N, R21W                |
| 17   | 0976324            | S12, T26N, R21W                | 57                                      | 0957020            | S12, T26N, R21W                |
| 18   | 0882677            | S12, T26N, R21W                | 58                                      | 0215076            | S12, T26N, R21W                |
| 19   | 0621520            | S12, T26N, R21W                | 59                                      | 0882651            | S12, T26N, R21W                |
| 20   | 0882679            | S12, T26N, R21W                | 60                                      | 0882704            | S12, T26N, R21W                |
| 21   | 0882680            | S12, T26N, R21W                | 61                                      | 0882712            | S12, T26N, R21W                |
| 22   | 0882681            | S12, T26N, R21W                | 62                                      | 0119007            | S12, T26N, R21W                |
| 23   | 0491395            | S12, T26N, R21W                | 63                                      | 0119008            | S12, T26N, R21W                |
| 24   | 0467475            | S12, T26N, R21W                | 64                                      | 0119009            | S12, T26N, R21W                |
| 25   | 0083025            | S12, T26N, R21W                | 65                                      | 0119011            | S12, T26N, R21W                |
| 26   | 0882685            | S12, T26N, R21W                | 66                                      | 0119012            | S12, T26N, R21W                |
| 27   | 0882686            | S12, T26N, R21W                | 67                                      | 0119013            | S12, T26N, R21W                |
| 28   | 0882687            | S12, T26N, R21W                | 68                                      | 0119014            | S12, T26N, R21W                |
| 29   | 0033610            | S12, T26N, R21W                | 69                                      | 0119015            | S12, T26N, R21W                |
| 30   | 0063500            | S12, T26N, R21W                | 70                                      | 0882713            | S12, T26N, R21W                |
| 31   | 0514960            | S12, T26N, R21W                | 71                                      | 0882650            | S12, T26N, R21W                |
| 32   | 0563130            | S12, T26N, R21W                | 72                                      | 0882714            | S12, T26N, R21W                |
| 33   | 0031085            | S12, T26N, R21W                | 73                                      | 0882715            | S12, T26N, R21W                |
| 34   | 0103776            | S12, T26N, R21W                | 74                                      | 0882705            | S12, T26N, R21W                |
| 38   | 0382613            | S12, T26N, R21W                | 75                                      | 0882706            | S12, T26N, R21W                |
| 39   | 0882665            | S12, T26N, R21W                | 76                                      | 0882707            | S12, T26N, R21W                |

NOTICE OF PASSAGE OF RESOLUTION OF INTENTION TO CREATE RURAL SPECIAL IMPROVEMENT  
DISTRICT NO. 150 AND TO ISSUE RURAL SPECIAL IMPROVEMENT DISTRICT NO. 150 BONDS OF THE  
COUNTY IN THE AGGREGATE PRINCIPAL AMOUNT OF \$603,000, SECURED BY THE RURAL SPECIAL  
IMPROVEMENT DISTRICT REVOLVING FUND

FLATHEAD COUNTY, MONTANA

NOTICE IS HEREBY GIVEN that on September 7, 2010, the Board of County Commissioners of Flathead County, Montana (the "County"), adopted a Resolution of Intention to Create Rural Special Improvement District No. 150 (the "District") for the purpose of financing the costs of certain local improvements (the "Improvements") and paying costs incidental thereto, including costs associated with the sale and the security of rural special improvement district bonds of the County drawn on the District (the "Bonds"), the creation and administration of the District, and the funding of a deposit to the County's Rural Special Improvement District Revolving Fund (the "Revolving Fund"). The Improvements shall be constructed and installed pursuant to plans and specifications prepared by Morrison & Maierle, Inc.

A complete copy of the Resolution of Intention (the "Resolution") is on file with the County Clerk and Recorder which more specifically describes the nature of the Improvements, the boundaries and the area included in the District, the location of the Improvements and other matters pertaining thereto and further particulars. A map of the proposed District accompanies this notice.

The Improvements consist of the design, engineering and construction of paving on approximately 170,000 square feet Troutbeck Rise subdivision, currently gravel roads.

The County would issue the Bonds in an aggregate principal amount not to exceed \$603,000, in order to finance the costs of the Improvements. Principal of and interest on the Bonds will be paid from special assessments levied against the property in the District in the aggregate principal amount of \$603,00 and such payment will be secured by the Revolving Fund. **Subject to the limitations of Montana Code Annotated, Section 7-12-4222, the general fund of the County may be used to provide loans to the Revolving Fund or a general tax levy may be imposed on all taxable property in the County to meet the financial requirements of the Revolving Fund.**



**TUESDAY, SEPTEMBER 7, 2010  
(Continued)**

All properties in the District will be assessed for their proportionate share of the costs of the Paving Improvements. The total estimated cost of the Paving Improvements is approximately \$603,000, and shall be assessed against each lot, tract or parcel of land in the District equally, such that each lot, tract or parcel in the District shall be assessed for the same/proportional amount of the cost of the Paving Improvements. There are 72 lots, tracts or parcels in the District. The estimated cost of the Paving Improvements per lot, tract or parcel to be assessed is \$8,375.00.

On October 12, 2010, at 11:00 o'clock, a.m., in the Office of the Board of Commissioners of Flathead County, Courthouse, West Annex, 800 South Main, Kalispell, Montana, the Board of County Commissioners will conduct a public hearing and pass upon all written protests against the creation of the District, or the making of Improvements, that may be filed in the period hereinafter described.

Written protests against the creation of the District and the making of the Improvements may be filed by an agent, person, firm or corporation owning real property within the proposed District whose property is liable to be assessed for the Improvements. For purposes of protest, the owner of a property created as a condominium is collectively the owners of all units having an undivided interest in the common elements. The protest must be filed by the president, vice president, secretary or treasurer of the condominium owners' association, and such protest must be in writing, identify the condominium property, include a declaration or other document that shows how votes of unit owners in the condominium are calculated and be signed by owners of units in the condominium sufficient to constitute an affirmative vote for an undertaking relating to the common elements under the condominium declaration, as more particularly set forth in Section 7-12-2141, M.C.A. Such protests must be delivered to the County Clerk and Recorder at the Flathead County Courthouse, 800 South Main, Kalispell, Montana 59901, no later than 5:00 p.m., on October 11, 2010. As provided by law, such protests must be in writing, identify the property in the District owned by the protestor and be signed by all owners of the property. The protest must be delivered to the County Clerk and Recorder, who shall endorse thereon the date of its receipt by her.

Further information regarding the proposed District or the Bonds or other matters in respect thereof may be obtained from the Board of Commissioners at 800 South Main, Kalispell, Montana, or by telephone at 406/758-5503.

DATED this 7<sup>th</sup> day of September, 2010.

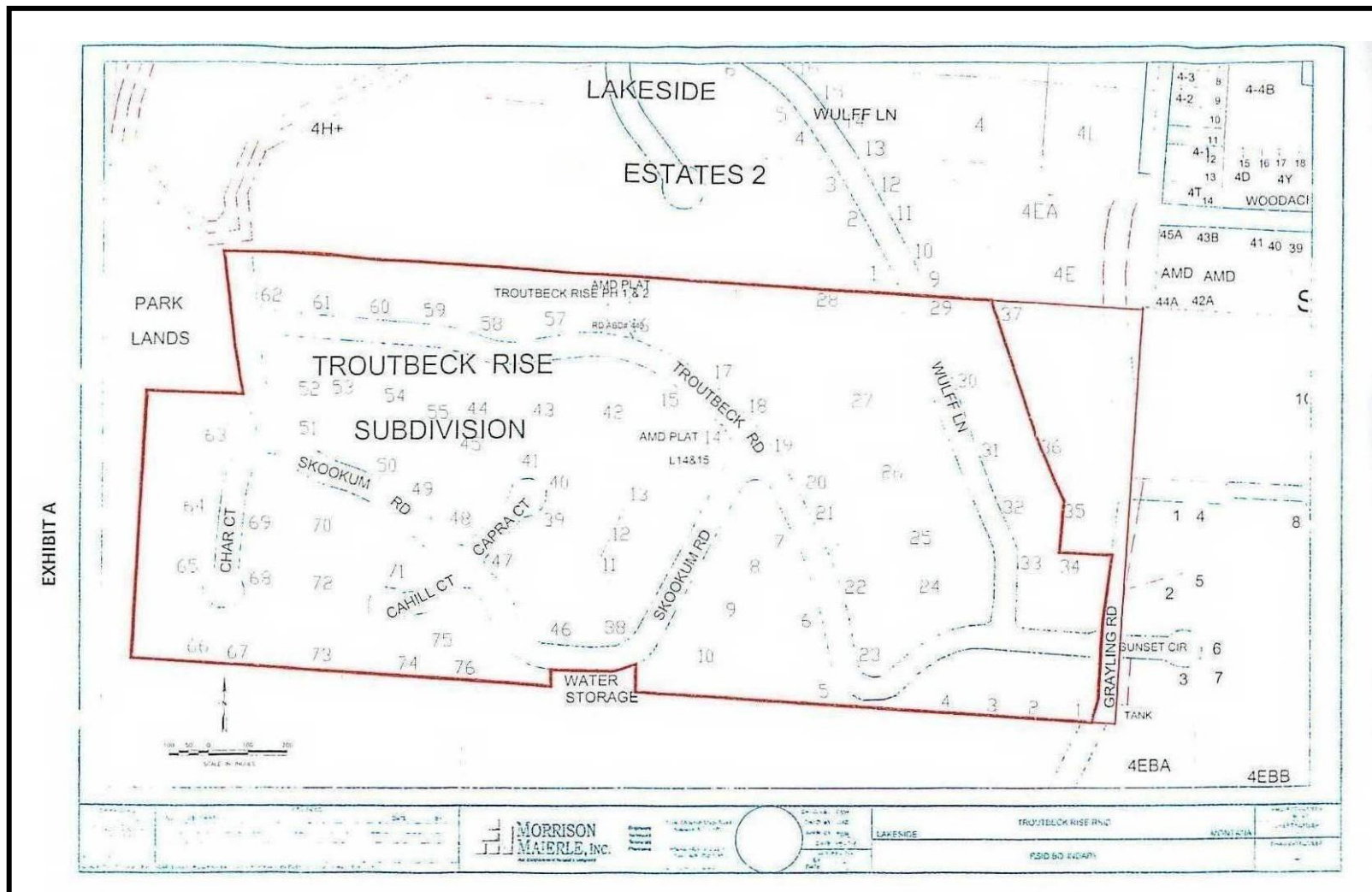
BOARD OF COUNTY COMMISSIONERS  
Flathead County, Montana

ATTEST:  
Paula Robinson, Clerk

By/s/James R. Dupont P.T.  
Joseph D. Brenneman, Chairman

By/s/Diana Kile  
Diana Kile, Deputy

Publish on September 11 and 18, 2010.



TUESDAY, SEPTEMBER 7, 2010  
(Continued)

**QUARTERLY MEETING W/ MONICA EISENZIMER, ELECTION DEPT.**

[9:29:44 AM](#)

Members present:

Commissioner Dale W. Lauman  
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Recording & Election Manager Monica Eisenzimer, Clerk & Recorder Paula Robinson,  
Clerk Kile

Monica Eisenzimer met with the Commission and reported 10,000 absentee ballots have been spoken for to date and estimated possibly 15,000 will be requested. She explained the location for processing absentee ballots will be moved to the 3<sup>rd</sup> floor of the Courthouse since the east annex is no longer available for their use. It was noted with the large number of absentee ballots the election judges are being limited in polling locations to five with fewer voters using the polls.

Paula Robinson explained voter's ballots are printed by ES&S and cost 50¢ apiece; between ballots and maintenance on equipment it takes one third of their budget. She reported the ballot for the General Election 2010 has been condensed down to one page and is double sided.

**CONSIDERATION OF PRINTING BIDS: ELECTION DEPT.**

[9:37:19 AM](#)

Members present:

Commissioner Dale W. Lauman  
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Clerk & Recorder Paula Robinson, Recording & Election Manager Monica Eisenzimer,  
Clerk Kile

Commissioner Lauman made a **motion** to award the print bid to Trippet's Printing for 12,000 size 11 mail out envelopes for \$871.50; from Thomas Printing 20,000 absentee voting instruction sheets (folded) for \$750.00; from North Star Printing 45 poll books for \$557.00. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

**MEETING W/ MARCIA SHEFFELS, SUPT. OF SCHOOLS RE: SCHOOL BUDGETS**

[9:45:55 AM](#)

Members present:

Commissioner Dale W. Lauman  
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Supt. of Schools Marcia Sheffels, Finance Technician Cheryl Morgan, Clerk Kile

Commissioner Lauman made a **motion** to approve the school district budgets for FY10-11 and authorized the chair to sign. Commissioner Dupont PT **seconded** the motion. **Aye** – Dupont and Lauman. Motion carried by quorum.

**TUESDAY, SEPTEMBER 7, 2010  
(Continued)**

| <b>FLATHEAD COUNTY SCHOOL DISTRICT LEVIES<br/>2010-2011</b> |                               |                       |                             |                        |                        |  |                          |                         |              |
|---|-------------------------------|-----------------------|-----------------------------|------------------------|------------------------|--|--------------------------|-------------------------|--------------|
| <b>SCHOOL DISTRICT<br/>NUMBER &amp; NAME</b>                | <b>GENERAL</b>                | <b>TRANSPORTATION</b> | <b>BUS<br/>DEPRECIATION</b> | <b>TUITION</b>         | <b>ADULT<br/>EDUC.</b> | <b>TECHNOLOGY</b>                      | <b>DEBIT<br/>SERVICE</b> | <b>BLDG<br/>RESERVE</b> | <b>TOTAL</b> |
| 1 WEST VALLEY   | 100.03                        | 35.72                 |                             | 18.18                  |                        |  | 34.06                    |                         | 187.99       |
| 2 DEER PARK   | 71.95                         |                       |                             |                        |                        |  | 10.81                    |                         | 82.76        |
| 3 FAIR-MONT-EGAN  | 109.27                        |                       |                             | 11.39                  |                        | 2.52                                   |                          |                         | 123.18       |
| 4 SWAN RIVER  | 55.36                         |                       |                             | 4.45                   |                        |  | 42.75                    |                         | 102.56       |
| 5 KALISPELL   | 89.28                         | 18.67                 | 1.28                        | 5.74                   | 0.99                   |  | 12.12                    | 10.78                   | 138.86       |
| 6 COLUMBIA FALLS  | 111.90                        | 9.96                  | 6.39                        | 6.18                   |                        |  | 28.91                    |                         | 163.34       |
| 8 WEST GLACIER  | 25.95                         | 12.71                 |                             |                        |                        |  | 6.02                     |                         | 44.68        |
| 9 CRESTON   | 69.36                         | 7.39                  | 7.44                        | 2.24                   |                        |  |                          | 4.15                    | 90.58        |
| 10 CAYUSE PRAIRIE   | 75.39                         | 24.58                 |                             |                        |                        | 1.89                                   | 29.06                    |                         | 130.92       |
| 15 HELENA FLATS   | 110.19                        |                       | 0.06                        | 2.56                   |                        |  | 58.24                    |                         | 171.05       |
| 20 KILA   | 86.65                         | 4.24                  |                             |                        |                        |  |                          |                         | 90.89        |
| 27 PLEASANT VALLEY  | 78.94                         | 2.21                  |                             |                        |                        |  |                          | 18.48                   | 99.63        |
| 29 SOMERS   | 56.67                         | 14.76                 |                             | 6.13                   |                        | 0.46                                   | 11.20                    |                         | 89.22        |
| 38 BIGFORK  | 47.62                         | 4.69                  | 2.11                        | 0.57                   |                        |  | 16.53                    |                         | 71.52        |
| 44 WHITEFISH  | 68.88                         | 6.82                  |                             | 0.74                   | 0.84                   | 1.78                                   | 20.07                    |                         | 99.13        |
| 48 ROUSSELLE  | 56.67                         | 14.76                 |                             | 6.13                   |                        | 0.46                                   | 11.20                    |                         | 89.22        |
| 50 EVERGREEN  | 120.83                        | 2.86                  | 0.92                        |                        | 0.55                   |  | 12.78                    |                         | 137.94       |
| 54 MARION   | 64.10                         | 7.07                  |                             |                        |                        |  |                          | 2.43                    | 73.60        |
| 58 OLNEY/BISSELL  | 77.35                         | 18.53                 |                             | 13.87                  |                        | 3.52                                   |                          |                         | 113.27       |
| 68 KUHNS  | 77.35                         | 18.53                 |                             | 13.87                  |                        | 3.52                                   |                          |                         | 113.27       |
| 89 SMITH VALLEY   | 90.43                         | 3.82                  |                             | 5.48                   |                        |  | 22.08                    |                         | 121.81       |
| 5 FLATHEAD HS   | 48.46                         | 9.53                  | 0.92                        | 0.06                   | 0.99                   |  | 24.24                    |                         | 84.20        |
| 6 COLUMBIA FALLS HS   | 42.41                         | 5.01                  | 3.20                        | 0.81                   |                        |  |                          |                         | 51.43        |
| 38 BIGFORK HS   | 29.97                         | 5.05                  | 1.27                        |                        |                        |  |                          |                         | 36.29        |
| 44 WHITEFISH HS   | 41.48                         | 2.58                  |                             | 0.05                   |                        | 1.46                                   |                          |                         | 45.57        |
| <b>**GENERAL SCHOOLS**</b>                                  |                               |                       |                             |                        |                        |  |                          |                         |              |
|   | <b>PERMISSIVE<br/>MEDICAL</b> | <b>GENERAL</b>        | <b>DEBT<br/>SERV.</b>       | <b>ADULT<br/>EDUC.</b> | <b>TOTAL</b>           |  |                          |                         |              |
| 7 FVCC  | 0.82                          | 9.20                  | 4.94                        | 1.00                   | 15.96                  | ELEMENTARY GENERAL                     |                          |                         |              |
|   |                               |                       |                             |                        |                        | ELEMENTARY RETIREMENT                  |                          |                         |              |
|   |                               |                       |                             |                        |                        | HIGH SCHOOL GENERAL                    |                          |                         |              |
|   |                               |                       |                             |                        |                        | HIGH SCHOOL RETIREMENT                 |                          |                         |              |
|   |                               |                       |                             |                        |                        | TRANSPORTATION                         |                          |                         |              |
|   |                               |                       |                             |                        |                        | COMMUNITY COLLEGE                      |                          |                         |              |
|   |                               |                       |                             |                        |                        | RETIREMENT                             |                          |                         |              |
| CHAIRMAN, BOARD OF COUNTY COMMISSIONERS                     |                               |                       |                             |                        |                        | <b>TOTAL GENERAL SCHOOL<br/>MILLS:</b> |                          |                         | 102.36       |

**MEETING W/ WAYNE MILLER RE: EMS UPDATE**

10:14:58 AM

Members present:

Commissioner Dale W. Lauman

Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Dr. Wayne Miller, Clerk Kile

Dr. Wayne Miller met with the Commission and gave an update on progress the EMS Administrative Board has made the past year. He stated Mary Granger has taken on the responsibilities as manager and made an incredible difference in the program. Miller noted per the recommendation from the study group they have a single Medical Director, Dr. Briles and now have common medical direction and protocols.



TUESDAY, SEPTEMBER 7, 2010  
(Continued)

**MEETING W/ COREY PILSCH/ ROAD DEPT. RE: COUNTY RADIOS**

[10:29:35 AM](#)

Members present:

Commissioner Dale W. Lauman  
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Public Works Director Dave Prunty, Shop Foreman Corey Pilsch, 911 Radio Systems Manager Jack Spillman, Clerk Kile

Corey Pilsch presented pricing to the Commission for KNG series truncated radios that are being offered at a discounted price for a limited time. The current price is \$2,226.00 which is a savings of \$965.67 per radio. Pilsch stated they would like to purchase 114 radios: 39 going to pickups, shop trucks, welding trucks and patch trucks; 12 to road graders, 43 to dump trucks, water trucks, tractor trucks, wreckers, flat bed trucks, sand trucks and boom trucks; 6 to loaders; 14 to equipment which includes brooms, D-8 cats and the asphalt plant.

Dave Prunty stated the Road Department has approximately \$150,000 budgeted for radios and are short approximately \$150,000 which is available in CIP.

Jack Spillman said by the year 2013 eighty percent of their radios will be illegal and have to be replaced.

Commissioner Lauman said he feels the price is right and we need to move forward with them.

General discussion was held relative to moving forward and going to bid for new radios using some CIP money.

**MONTHLY MEETING W/ DAVE PRUNTY, ROAD DEPT.**

[11:00:11 AM](#)

Members present:

Commissioner Dale W. Lauman  
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Public Works Director Dave Prunty, Clerk Kile

Dave Prunty presented a monthly report on gravel roads graded, overlay and chip seal projects completed and miles of roads graded for dust oil. He spoke about crushing at the Old Steel Bridge Pit where 100,000 tons of three different piles of crushed course, crushed fine and a natural fine pile have been created. Prunty then explained the process used for testing hot mix asphalt and their degree of compaction and oil content.

Discussion was held relative to the pilot project completed on Badrock Drive with the double chip program. He noted the two year warranty on the project has begun with LHC.

Dave Prunty reported gravel road stabilizer has been applied on Rogers Lake Road and the Batavia side of Ashley Lake near the switchbacks which was recommended by the Road Advisory Committee.

**AUTHORIZE BRANDON GRIEVE/ PLANNING & ZONING OFFICE AS SIGNATORY ON CHANGE ORDER NO. 1/ SAM BIBLER-WILLOW GLEN MEMORIAL TRAIL**

[11:30:20 AM](#)

Members present:

Commissioner Dale W. Lauman  
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Interim Planning & Zoning Director B J Grieve, Planner Alex Hogle, Planner Bailey Iott, Ryan Mitchell, Clerk Kile

Alex Hogle explained as trails are being built it becomes necessary for change orders with adjustments that come up and the need for them to be addressed by the engineer. He reviewed the concerns that involved the north wall of Woodland Avenue which increased the engineers cost by \$2,959.00.

Commissioner Dupont PT questioned why we always end up adding on to the price of trails.

Ryan Mitchell explained the bidding process and stated the Woodland Avenue hill is unstable and due to the amount of rain received this spring 25 feet of the wall slid down and dropped over two foot in a section. The other circumstance was due to soft spots and in order to save money they don't spend a lot of money on geo-tech investigations.

Commissioner Dupont PT questioned what the total bid was for Sam Bibler Trail.

Alex Hogle said the bid awarded was close to the engineer's estimate of \$447,000 and the change order would raise the contract by approximately \$3,000.00.

Discussion was held relative to the Commission continuing to review change orders that occur on trails. The decision was made to continue bringing them before the Commission.

**TUESDAY, SEPTEMBER 7, 2010  
(Continued)**

Commissioner Lauman made a **motion** to authorize B J Grieve as signatory on change orders. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

**DOCUMENT FOR SIGNATURE: EMPLOYMENT AGREEMENT/ SAXBY**

[11:40:27 AM](#)

Members present:

Commissioner Dale W. Lauman

Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, I.T. Director Vicki Saxby, Clerk Kile

Commissioner Lauman made a **motion** to approve the employment agreement with Vicki Saxby. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

**DOCUMENTS FOR SIGNATURE: HEALTH PROMOTION CONTRACTS FOR KALISPELL, WHITEFISH AND COLUMBIA FALLS SENIOR CITIZENS CENTER/ AOA**

[11:41:57 AM](#)

Members present:

Commissioner Dale W. Lauman

Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Clerk Kile

Pence explained the agreement is between North Valley Senior Citizen Center, Kalispell Senior Citizen Center, Whitefish Golden Agers and AOA to provide health promotion services to the elderly.

Commissioner Lauman made a **motion** to approve the health promotion contracts for AOA and authorized the chair to sign. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

**TAX REFUND REQUEST: LINDEMANN**

[11:45:11 AM](#)

Members present:

Commissioner Dale W. Lauman

Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Clerk Kile

Pence noted the Montana Department of Revenue assessment for the tract size was incorrect and the applicant was overcharged for property value.

Commissioner Lauman made a **motion** to approve the tax refund request for Lindemann. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

**DOCUMENT FOR SIGNATURE: AUTHORIZATION LETTER FOR EMERGENCY LAKESHORE REPAIR/ FLATHEAD COUNTY PARKS & REC.**

[11:46:33 AM](#)

Members present:

Commissioner Dale W. Lauman

Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Interim Planning & Zoning Director B J Grieve, Planner Bailey Iott, Clerk Kile

Bailey Iott explained the emergency approval request is due to a potential safety hazard with the bank becoming unstable due to erosion at the boat launch at Foy's Lake.

B J Grieve noted this is a change in the normal process since up until now the Planning & Zoning Office administratively authorized emergency work. He stated after looking at the regulations and receiving advice from the attorney they will now bring the emergency requests to the Commission for approval.

Commissioner Lauman made a **motion** to authorize the chair to sign the emergency lakeshore repair order. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

TUESDAY, SEPTEMBER 7, 2010  
(Continued)

**CONSIDERATION OF HR TRANSMITTAL: R.N. MEDICAID CASE MANAGER/ HEALTH DEPT.**

[11:49:57 AM](#)

Members present:

Commissioner Dale W. Lauman  
Commissioner James R. Dupont PT

Members absent:

Chairman Joseph D. Brenneman

Others present:

Assistant Mike Pence, Clerk Kile

Commissioner Lauman made a **motion** to approve the HR Transmittal for a R.N. Case Manager for the Health Department. Commissioner Dupont PT **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on September 8, 2010.

\*\*\*\*\*

**WEDNESDAY, SEPTEMBER 8, 2010**

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Brenneman, Commissioners Lauman and Dupont, and Clerk Robinson were present.

**8:00 a.m. Commissioner Brenneman: 2010 Watershed Symposium in Helena**  
**11:00 a.m. Commissioner Brenneman: Interoperability Montana MACo Committee meeting in Helena**  
**11:00 a.m. County Attorney meeting @ Co. Atty's Office**

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on September 9, 2010.

\*\*\*\*\*

**THURSDAY, SEPTEMBER 9, 2010**

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Brenneman, Commissioners Lauman and Dupont, and Clerk Robinson were present.

**Chairman Brenneman opened public comment on matters within the Commissions' Jurisdiction, no one present to speak, Chairman Brenneman closed the public comment period.**

**MONTHLY MEETING W/ B J GRIEVE, PLANNING AND ZONING OFFICE**

[9:00:39 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman

Members absent:

Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Interim Planning & Zoning Director B J Grieve, Clerk Kile

Grieve discussed the Interim Assessment Work Plan presented last month and noted meetings are being held with stakeholders and key players they work with on a daily, weekly and monthly basis. It was stated work is being done to improve the consistency of regulatory documents, changes were made on the front office phone recording system in order to save staffing time and instead of two planners attending pre-conference meetings only one planner will attend in order to improve efficiency and save staff time.

Discussion was held relative to the River Commission reviewing proposed changes to Floodplain Regulations and bringing their recommendations before the Commission.

Grieve then reviewed the recent proposals that have come before them and reviewed the office budget.

**PUBLIC HEARING: STRICKLAND, ENDRESEN & FRASER ZONE CHANGE/ WEST SIDE ZONING DISTRICT**

[9:30:21 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman

Members absent:

Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Deputy County Attorney Peter Steele, Planner Andrew Hagemeier, Michael Fraser, Jon Endresen, Les Still, Carol Still, Jerry L. Slack, Karen Slack, Laura Platt, Everett Davis, Clerk Kile

Andrew Hagemeier explained the proposal is for a proposed zoning map amendment in the Westside Zoning District. The amendment would change zoning on 45.52 acres from SAG-10 to SAG-5 on West Valley Drive. The West Valley Overlay designation would not be affected by the proposal and is not changing with the application.



**THURSDAY, SEPTEMBER 9, 2010**  
**(Continued)**

**Chairman Brenneman opened the public hearing to anyone wishing to speak in regards to the zone change.**

Michael Fraser, 690 North Meridian said a member of the West Valley Land Use Advisory Committee has characterized the site as being too dry to grow anything with the soils not being prime agricultural. He explained the overall character of the site is scattered timber and grasslands and the intent would be to not see that affected in any significant way. Fraser stated at this time the request is for a zone change and that it is true there would be a potential increase in density if and when the properties went through a subdivision. He noted the applicants are proposing the zone change for estate planning reasons and that it would follow character of the area.

Jerry Slack, 425 Sendero Drive asked if the Commission had looked at the land or the view from it. He explained his property is directly to the west of the proposed zone change and as part of life, liberty and pursuit of happiness they like to look out at the mountains. He stated if you stack of bunch of homes in front of theirs it will cut down their view. Slack said the chunk of ground is unique as a drumlund and put down by a glacier the same way the rivers were cut in years ago. He stated if the Commission can stop a bridge from being built across from a wild and scenic river they can stop growth on a drumlund. He then said the minute the applicants zoning is approved the value of their land will double and the minute a home is built their land value goes downhill.

Everett Davis, 431 Sendero Drive explained he spoke with Planner Andrew Hagemeyer in order to find out what the zone change requirements were and was directed to the growth plan for West Valley. He then read from page 46 that states: density performance standards for 10 acres (one dwelling per 10 acres with the average slope for any proposed lot should be less than 25 percent). He noted from his observation the slope as it stands now is greater than 25 percent. He further read: each portion of the lot should be located within 1,500 feet of the road maintained by the county which would be Three Mile Drive. Davis said as it stands now Mr. Fraser's lot is about 1,700 feet off the road; so already it is in violation. If the zoning is changed to SAG-5 the slope of the lot should be less than 15 percent; it is greater than that just by observation. Also explained is a portion of each lot must be within 300 feet of the road maintained by the county; the first lot owned by Endersen is approximately 347 feet away from Three Mile Drive, so on those standards alone it cannot be approved since it goes against the very plan you are suppose to follow. He then spoke about sky lining which is taking prime properties and sticking houses on top of a ridge. Davis asked that the zone change be denied.

**No one else rising to speak, Chairman Brenneman closed the public hearing.**

Chairman Brenneman explained Resolution 678AT would give notice they have adopted the Findings of Fact as presented to them and resolved to make the zone change final after a period of 30 days, unless protests are received from 40% of the freeholders on the West Side Zoning District. Brenneman noted during the 30 days they could also receive comments to be considered in general.

Commissioner Lauman said based on the information for a protest period I would make a **motion** to approve Resolution 678AT and authorized the chair to sign the publication of the Notice of Passage of Resolution of intent. Chairman Brenneman **seconded** the motion.

Chairman Brenneman said he personally feels there is in fact a value to the view shed and to houses being put in the right places, however, there is nothing in the regulations that allows them to use that as a consideration. The Findings of Fact all very clearly are supportive of the zone change and whether or not we personally feel that way or not we are obligated to follow that law. He stated the issue of slope and distances to roads would be dealt with if the property were to be developed and come before them as a subdivision proposal.

Commissioner Lauman noted this is the first opposition to the proposed zone change he has heard; that no phone calls or e-mails have been received. He stated he would like the 30 days to listen to comments.

**Aye - Brenneman and Lauman. Motion carried by quorum.**

**RESOLUTION NO. 678 AT**

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing on the 9<sup>th</sup> day of September, 2010, concerning a proposal by Jon & Lorie Endresen, Frank & Michelle Strickland and Michael & Katherine Fraser to change the zoning designation in a portion of the West Side Zoning District (part of the West Valley Overlay) from SAG-10 (Suburban Agricultural) to SAG-5 (Suburban Agricultural);

WHEREAS, notice of that hearing was published pursuant to Section 76-2-205(1), M.C.A., on August 26 and September 2, 2010;

WHEREAS, the Board of Commissioners did hear public comment on the proposed zoning change at said hearing; and

WHEREAS, the Board of Commissioners reviewed the recommendation of the Kalispell City-County Planning Board regarding the proposed change in the West Side Zoning District.

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of Flathead County, Montana, hereby adopts the findings of fact as to the statutory criteria as adopted by the Flathead County Planning Board and, in accordance with Section 76-2-205(4), M.C.A., hereby adopts this resolution of intention to change the zoning designation on property located in the West Side Zoning District (part of the West Valley Overlay) from SAG-10 (Suburban Agricultural) to SAG-5 (Suburban Agricultural), that area being described on Exhibit A hereto.

BE IT FURTHER RESOLVED that notice of the passage of this resolution, stating the boundaries of the portion of the West Side Zoning District to be changed, the general character of the proposed designation for the area to be changed, that the regulations for said district are on file in the Clerk and Recorder's Office, and that for thirty (30) days after the first publication of thereof, the Board will receive written protests to the change to the West Side Zoning District, shall be published once a week for two weeks.

BE IT FURTHER RESOLVED, that written protests will be received from persons owning real property within the West Side Zoning District for a period of thirty (30) days after first publication of that notice, provided that, in order that only valid signatures are counted, the freeholders who file protests are either registered to vote in Flathead County or execute and acknowledge their protests before a notary public.

**THURSDAY, SEPTEMBER 9, 2010  
(Continued)**

BE IT FURTHER RESOLVED that if forty per cent (40%) of the freeholders in the Westside Zoning District protest the proposed change in said district, then the change will not be adopted.

DATED this 9<sup>th</sup> day of September, 2010.

BOARD OF COUNTY COMMISSIONERS  
Flathead County, Montana

By/s/Joseph D. Brenneman  
Joseph D. Brenneman, Chairman

By/s/Dale W. Lauman  
Dale W. Lauman, Member

By/s/Absent  
James R. Dupont, Member

ATTEST:  
Paula Robinson, Clerk

By/s/Diana Kile  
Diana Kile, Deputy

EXHIBIT "A"

Tract 1: (*Assessor's Tract 4; 207 Eastview Dr. Jon & Lorie Endresen*) Parcel 2 of Certificate of Survey No. 12128, located in the Northeast Quarter of the Northwest Quarter of Section 10, Township 28 North, Range 22 West, P.M.M., Flathead County, Montana.

Tract 2: (*Assessor's Tract 4E; 219 Eastview Dr. Frank & Michelle Strickland Trust*) Parcel 3 of Certificate of Survey No. 12128, located in the East Half of the Northwest Quarter of Section 10, Township 28 North, Range 22 West, P.M.M., Flathead County, Montana.

Tract 3: (*Assessor's Tract 4BF; Frank & Michelle Strickland Trust; Michael & Katherine Fraser*) Parcel 2 of Certificate of Survey No. 11199, located in the Southeast Quarter of the Northwest Quarter of Section 10, Township 28 North, Range 22 West, P.M.M., Flathead County, Montana.

Tract 4: (*Assessor's Tract 4BFA; Michael & Katherine Fraser*) Parcel 3 of Certificate of Survey No. 11199, located in the Southeast Quarter of the Northwest Quarter of Section 10, Township 28 North, Range 22 West, P.M.M., Flathead County, Montana.

NOTICE OF PASSAGE OF RESOLUTION OF INTENTION

The Board of Commissioners of Flathead County, Montana, hereby gives notice pursuant to Section 76-2-205(5), M.C.A., that it passed a resolution of intention (Resolution No. 678 AT) on September 9, 2010, to change the zoning designation in a portion of the West Side Zoning District (part of the West Valley Overlay) from SAG-10 (Suburban Agricultural) to SAG-5 (Suburban Agricultural).

The boundaries of the area proposed to be amended from SAG-10 to SAG-5 are set forth on Exhibit A hereto containing approximately 45.52 acres and located west of Kalispell off Three Mile Drive on Eastview Drive.

The proposed change would change the character of the zoning regulations applicable to the property which, in both SAG-10 and SAG-5 districts, are intended to protect and preserve agricultural land for the performance of limited agricultural functions and to provide a buffer between urban and unlimited agricultural uses, encouraging concentration of such uses in areas where potential friction of uses will be minimized, and providing for estate type residential development, by reducing the minimum lot size from 10 acres to five acres.

The regulations defining the SAG-10 and SAG-5 Zones are contained in the Flathead County Zoning Regulations, on file for public inspection at the Office of the Clerk and Recorder, Courthouse, 800 South Main, Kalispell, Montana, at the Flathead County Planning and Zoning Office, 1035 1st Avenue West, Kalispell, Montana, and on the Flathead County Planning and Zoning Office's website, at: [http://flathead.mt.gov/planning\\_zoning/downloads.php](http://flathead.mt.gov/planning_zoning/downloads.php). Documents related to the proposed zone change are also on file for public inspection at the Office of the Clerk and Recorder and the Flathead County Planning and Zoning Office.

For thirty (30) days after the first publication of this notice, the Board of Commissioners will receive written protests to the change proposed for a portion of the West Side Zoning District from persons owning real property within that District whose names appear on the last completed assessment roll of Flathead County and who either are registered voters in Flathead County or execute and acknowledge their protests before a notary public.

DATED this 9<sup>th</sup> day of September, 2010.

BOARD OF COUNTY COMMISSIONERS  
Flathead County, Montana

ATTEST:  
Paula Robinson, Clerk

By/s/Joseph D. Brenneman  
Joseph D. Brenneman, Chairman

By/s/Diana Kile  
Diana Kile, Deputy

Publish on September 14 and September 21, 2010.

**THURSDAY, SEPTEMBER 9, 2010  
(Continued)**

EXHIBIT "A"

Tract 1: (Assessor's Tract 4; 207 Eastview Dr. Jon & Lorie Endresen) Parcel 2 of Certificate of Survey No. 12128, located in the Northeast Quarter of the Northwest Quarter of Section 10, Township 28 North, Range 22 West, P.M.M., Flathead County, Montana.

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Tract 4: (Assessor's Tract 4BFA; Michael & Katherine Fraser) Parcel 3 of Certificate of Survey No. 11199, located in the Southeast Quarter of the Northwest Quarter of Section 10, Township 28 North, Range 22 West, P.M.M., Flathead County, Montana.

**OPEN BIDS: CONSTRUCTION/ BIGFORK STORMWATER PROJECT**

[9:45:38 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman

Members absent:

Commissioner James R. Dupont

Others present:

Deputy County Attorney Peter Steele, Brett Walcheck, Susan Buchanan, Ryan Stabelfeldt, David Steely, Clerk Kile

Bids received with bid bonds enclosed from:

|                                |               |
|--------------------------------|---------------|
| LHC, Inc.                      | \$ 446,956.09 |
| Randy Gembala Excavating, Inc. | \$ 516,447.00 |
| Nelcon, Inc.                   | \$ 420,000.00 |
| Sandry Construction            | \$ 439,404.00 |

Commissioner Lauman made a **motion** to refer the bids to the engineer for advisement and a recommendation. Chairman Brenneman **seconded** the motion. **Aye** - Brenneman and Lauman. Motion carried by quorum.

Chairman Brenneman reported a complaint was received from an individual living in the area that has claimed he was not given adequate time to comment throughout the project. He explained this has resulted in the funding source needing to seek legal opinions regarding the complaints which may hold up the awarding of the bid.

**DOCUMENT FOR SIGNATURE: TSEP CONTRACT, TSEP DIRECT DEPOSIT FORM, TSEP SIGNATORY CERTIFICATION AND ADDENDUM TO MASTER SERVICE AGREEMENT / BIGFORK STORMWATER PROJECT**

[9:55:48 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman  
Commissioner James R. Dupont

Others present:

Deputy County Attorney Peter Steele, Brett Walcheck, Clerk Kile

Commissioner Lauman made a **motion** to approve the documents as listed on the agenda and authorized the chair to sign. Commissioner Dupont **seconded** the motion. **Aye** - Brenneman, Lauman and Dupont. Motion carried unanimously.

**MONTHLY MEETING W/ JOE GARZA AND SANDY CARLSON, FINANCE DEPT.**

[10:01:55 AM](#)

Members present:

Chairman Joseph D. Brenneman  
Commissioner Dale W. Lauman  
Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Finance Comptroller Joe Garza, Finance Director Sandy Carlson, Clerk Kile

Joe Garza presented the following preliminary tax levy requirements schedule to the commission. He explained the preliminary taxing requirement schedule shows basically the budget for all levied funds and what the proposed mill levy distributions is for the funds as well as beginning cash balances and non-tax and tax revenues by funds.



THURSDAY, SEPTEMBER 9, 2010  
(Continued)

FLATHEAD COUNTY  
TAX LEVY REQUIREMENTS SCHEDULE  
PRELIMINARY (09/08/10)

| APPROPRIATION                 | CASH RESERVES | TOTAL REQUIRED | RESOURCES AVAILABLE | NON-TAX REVENUES | TOTAL NON TAX RESOURCES | PROPERTY TAX REVENUES | TOTAL RESOURCES | CASH RESERVE % | MILL LEVY |
|-------------------------------|---------------|----------------|---------------------|------------------|-------------------------|-----------------------|-----------------|----------------|-----------|
| 1000 General                  | 7,243,651     | 2,056,860      | 9,330,511           | 2,846,788        | 4,300,421               | 7,147,208             | 2,183,303       | 9,330,511      | 28.81%    |
| 2120 Poor                     | 281,063       | 71,616         | 352,699             | 97,014           | 10,620                  | 107,634               | 245,065         | 352,699        | 25.48%    |
| 2130 Bridge                   | 658,380       | 260,948        | 1,216,328           | 493,361          | 169,002                 | 662,363               | 556,965         | 1,216,328      | 27.23%    |
| 2140 Weed                     | 610,132       | 159,213        | 769,345             | 35,028           | 199,631                 | 234,659               | 534,686         | 769,345        | 26.09%    |
| 2160 Fair                     | 988,860       | 311,314        | 1,300,174           | 336,886          | 954,377                 | 1,291,263             | 8,911           | 1,300,174      | 31.48%    |
| 2180 District Court           | 733,628       | 204,694        | 938,322             | 303,048          | 345,652                 | 648,700               | 289,622         | 938,322        | 27.90%    |
| 2190 Comp Insurance           | 860,000       | 220,965        | 1,080,965           | 149,352          | 62,748                  | 212,100               | 868,865         | 1,080,965      | 25.69%    |
| 2210 Park                     | 605,366       | 162,659        | 768,025             | 207,721          | 248,403                 | 456,124               | 311,900         | 768,025        | 26.87%    |
| 2220 Library                  | 1,453,828     | 405,311        | 1,859,139           | 348,884          | 307,211                 | 656,095               | 1,203,044       | 1,859,139      | 27.88%    |
| 2280 Area on Aging            | 243,576       | 42,203         | 285,779             | 40,670           | 44,602                  | 85,272                | 200,507         | 285,779        | 17.33%    |
| 2290 Extension                | 119,011       | 27,314         | 146,325             | 53,209           | 15,140                  | 68,349                | 77,975          | 146,325        | 22.95%    |
| 2300 Sheriff                  | 8,897,258     | 1,776,161      | 10,673,419          | 1,250,060        | 1,403,064               | 2,653,124             | 8,020,295       | 10,673,419     | 19.96%    |
| 2370 Retirement               | 3,199,368     | 868,314        | 4,067,682           | 664,079          | 351,435                 | 1,015,514             | 3,052,168       | 4,067,682      | 27.14%    |
| 2380 Group Insurance          | 3,286,589     | 947,412        | 4,234,001           | 981,326          | 1,358,995               | 2,340,321             | 1,893,681       | 4,234,001      | 28.83%    |
| 2396 Juv. Detention           | 648,783       | 193,932        | 842,715             | 208,718          | 110,450                 | 319,168               | 523,547         | 842,715        | 29.89%    |
| 7951 Entitlement Clearing     | 2,316,974     | -              | 2,316,974           | -                | -                       | -                     | 2,316,974       | 2,316,974      | 0.00%     |
| TOTAL COUNTYWIDE NON VOTED    | 32,446,487    | 7,738,916      | 40,185,403          | 8,016,144        | 9,881,751               | 17,897,894            | 22,287,508      | 40,185,403     | 23.85%    |
| ADD: Special Districts        |               |                |                     |                  |                         |                       |                 |                |           |
| 7853 Airport Authority        | 445,572       | 82,481         | 528,053             | 82,481           | -                       | 82,481                | 445,572         | 528,053        | 18.51%    |
| 7855 Port Authority           | 445,572       | 76,840         | 522,412             | 76,840           | -                       | 76,840                | 445,572         | 522,412        | 17.25%    |
| TOTAL SPECIAL DISTRICTS       | 891,144       | 159,321        | 1,050,465           | 159,321          | -                       | 159,321               | 891,144         | 1,050,465      | 17.88%    |
| 2200 Mosquito                 | 248,211       | 42,251         | 290,462             | 60,676           | 7,000                   | 67,676                | 222,786         | 290,462        | 17.02%    |
| 2272 EMS Program              | 283,160       | 56,867         | 340,027             | 115,806          | 1,435                   | 117,241               | 222,786         | 340,027        | 20.08%    |
| 2273 Special EMS              | 431,850       | 47,635         | 479,485             | 32,713           | 1,200                   | 33,913                | 445,572         | 479,485        | 11.03%    |
| 2372 Fern. Med Levy           | 1,141,330     | (0)            | 1,141,330           | 27,400           | 27,400                  | 1,113,930             | 1,141,330       | 0.00%          | 5.00      |
| 2382 Search & Rescue          | 200,031       | 57,668         | 257,699             | 57,176           | 17,839                  | 75,015                | 182,684         | 257,699        | 26.83%    |
| 2990 Transportation           | 2,621,627     | 589,408        | 3,211,035           | 337,979          | 2,650,270               | 2,988,249             | 222,786         | 3,211,035      | 22.48%    |
| 3001 911 GO Bond Debt Service | 414,869       | 54,182         | 469,051             | -                | 1,200                   | 467,851               | 469,051         | 13.06%         | 2.10      |
| TOTAL COUNTYWIDE VOTED EXEMPT | 5,341,078     | 848,010        | 6,189,088           | 604,349          | 2,706,344               | 3,310,693             | 2,878,395       | 6,189,088      | 16.88%    |
| TOTAL COUNTYWIDE              | 38,678,709    | 8,746,246      | 47,424,955          | 8,779,813        | 12,588,095              | 21,367,908            | 26,057,047      | 47,424,955     | 22.61%    |
| OUTSIDE CITIES                |               |                |                     |                  |                         |                       |                 |                |           |
| 2110 Road                     | 8,184,629     | 2,422,672      | 10,607,301          | 3,576,613        | 3,704,079               | 7,280,692             | 3,326,609       | 10,607,301     | 29.60%    |
| 2251 Planning                 | 477,656       | 87,283         | 564,939             | 100,674          | 145,166                 | 245,840               | 319,099         | 564,939        | 18.27%    |
| TOTAL OUTSIDE CITIES          | 8,662,285     | 2,509,956      | 11,172,241          | 3,677,287        | 3,849,245               | 7,526,532             | 3,645,709       | 11,172,241     | 28.98%    |
| OUTSIDE CITIES VOTED/EXEMPT   |               |                |                     |                  |                         |                       |                 |                |           |
| 2260 Emergency/Disaster       | 340,000       | 113,098        | 453,098             | 453,098          | -                       | 453,098               | -               | 453,098        | 33.26%    |
| TOTAL OUTSIDE CITIES          | 9,002,285     | 2,623,054      | 11,625,339          | 4,130,385        | 3,849,245               | 7,979,630             | 3,645,709       | 11,625,339     | 29.14%    |
| 2270 Health                   | 2,106,721     | 636,097        | 2,742,818           | 578,945          | 1,107,179               | 1,686,124             | 1,056,694       | 2,742,818      | 30.19%    |
| FY11 LEVIED TOTALS            | 49,787,715    | 12,005,396     | 61,793,111          | 13,489,143       | 17,544,519              | 31,033,662            | 30,759,449      | 61,793,111     | 24.11%    |
| FY10 LEVIED TOTALS            | 48,571,912    | 12,294,408     | 60,866,320          | 14,836,797       | 18,377,662              | 33,214,459            | 27,651,861      | 60,866,320     | 25.31%    |
| FY09 LEVIED TOTALS            | 47,446,236    | 9,908,538      | 57,354,774          | 12,244,201       | 17,454,820              | 29,699,121            | 27,655,653      | 57,354,774     | 20.88%    |
| DIFFERENCE (FY10-11)          | (1,215,803)   | 289,012        | (926,791)           | 1,347,654        | 833,143                 | 2,180,797             | (3,107,588)     | (926,791)      | 1.20%     |

Sandy Carlson reported she has been meeting with department heads looking for improvements that can be made. She explained she is unable to meet requirements to apply for the GOFA Certificate of Excellence Award and asked for Commissioner feedback in regards to laying the ground work this year and applying for it next year.

**CONSIDERATION OF PRINTING BIDS: HEALTH DEPARTMENT AND PARKS & RECREATION**

10:25:57 AM

Members present:

Chairman Joseph D. Brenneman

Commissioner James R. Dupont

Members absent:

Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Clerk Kile

Commissioner Dupont made a **motion** to approve the print bid from North Star Printing for 3,000 FCCHD Vaccine Administration Records for \$72.00; from Insty Prints 3 sets of 500 each business cards for \$89.95; from American Printing 2,500 Influenza Vaccine Brochures for \$105.39 and 1,000 Be Wise Post Cards for \$37.43; from Kalispell Copy Center 500 FCPR Warning Memos for \$110.00. Commissioner Brenneman **seconded** the motion. **Aye** – Brenneman and Dupont. Motion carried by quorum.

**CONSIDERATION OF HR TRANSMITTAL: PLANNING & ZONING OFFICE DIRECTOR**

10:28:14 AM

Members present:

Chairman Joseph D. Brenneman

Commissioner James R. Dupont

Members absent:

Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Clerk Kile

Pence noted language is being added to the job classification which was recently amended.

Commissioner Dupont made a **motion** to approve the HR Transmittal for a Planning & Zoning Director. Chairman Brenneman **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

**DOCUMENT FOR SIGNATURE: WOOL GROWERS ASSOCIATION MOU**

10:29:24 AM

Members present:

Chairman Joseph D. Brenneman

Commissioner James R. Dupont

Members absent:

Commissioner Dale W. Lauman

Others present:

Assistant Mike Pence, Clerk Kile

Pence explained the document is a cooperative agreement between the USDA Wildlife Services Program and the Montana Wool Growers Association.

Commissioner Dupont made a **motion** to authorize the chair to sign the document. Chairman Brenneman **seconded** the motion. **Aye** - Brenneman and Dupont. Motion carried by quorum.

**THURSDAY, SEPTEMBER 9, 2010  
(Continued)**

|                   |  |
|-------------------|--|
| <b>9:30 a.m.</b>  | <b>Commissioner Dupont: Eagle Transit Bus Barn Grand Opening</b>                           |
| <b>12:00 p.m.</b> | <b>Commissioner Brenneman: Bigfork Steering Committee Public Forum @ Bethany Lutheran</b>  |
| <b>1:30 p.m.</b>  | <b>Commissioner Brenneman and Commissioner Lauman: Volunteer Park Dedication/ Lakeside</b> |
| <b>6:00 p.m.</b>  | <b>Fair Board meeting @ Fair Office</b>  |

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on September 10, 2010.

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**FRIDAY, SEPTEMBER 10, 2010**

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Brenneman, Commissioners Lauman and Dupont, and Clerk Robinson were present.

**NO MEETINGS SCHEDULED**

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on September 13, 2010.

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